

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 90-547-T - ORDER NO. 90-1101 ✓

November 20, 1990

IN RE: The Failure of Certain Holders)
 of Certificates of Public)
 Convenience and Necessity Listed) ORDER
 on the Attached Appendix to File)
 with the Commission Evidence of)
 Liability and/or Cargo Insurance)

This matter comes before the Public Service Commission of South Carolina (the Commission) by way of Commission Order No. 90-791 in the instant Docket, which required all motor vehicle carriers listed in the Appendix thereof to appear before the Commission on Tuesday, October 30, 1990, at 11:00 a.m., to show cause why the Commission should not revoke and cancel their Certificates for violation of the Commission's Rules and Regulations and/or the Motor Vehicle Carrier Law of South Carolina in respect of failure to file evidence of liability and/or cargo insurance.

The information upon which the Commission based Order No. 90-791 was developed by the Licensing Department of the Transportation Division through a procedure involving periodic inspections of the Commission's files and records. From this data, the Commission Staff developed a list of motor carriers operating in violation of the Commission's Rules and Regulations and/or the

Motor Vehicle Carrier Law (Appendix of Order No. 90-791).

The Transportation Division staff notified all of the carriers listed in the Appendix of Order No. 90-791 that because of their failure to file evidence of liability and/or cargo insurance, they were not in compliance "with the terms of the Motor Vehicle Carrier Law of South Carolina, and the Rules and Regulations issued thereunder." Subsequently, on August 21, 1990, the Commission issued Order No. 90-791 setting a Rule to Show Cause hearing for those motor carriers who has not responded to the prior notifications of noncompliance.

A public hearing regarding this matter was held on Tuesday, October 30, 1990, at 11:00 a.m. H. Clay Carruth, Staff Counsel, represented the Commission Staff. None of the Respondents named in the Appendix of Order No. 90-791 appeared at the hearing. Rosa Stephens, Chief of the Licensing Department of the Transportation Division of the Commission, testified for the Commission Staff.

With respect to all the Respondents listed in the Appendix attached hereto, the Commission is of the opinion, and so finds, that the Certificates of Public Convenience and Necessity held by all listed carriers should be revoked and cancelled for their continued willful violation of the Commission's Rules and Regulations and/or the South Carolina Motor Vehicle Carrier Law [S.C. Code Ann., §58-23-10 et seq. (1976)].

The Commission also finds that the Rule to Show Cause should be dismissed as to the carriers who have complied with the Commission's Rules and Regulations and/or the Motor Vehicle Carrier

November 20, 1990

PAGE 3

Law.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED:

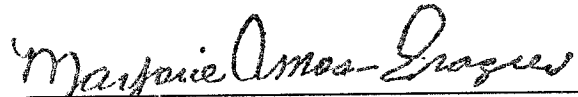
1. That the Certificates of Public Convenience and Necessity held by those motor vehicle carriers listed in the Appendix attached hereto be, and hereby are, revoked and cancelled.

2. That all operating rights authorized under the Certificates held by the carrier listed in the attached Appendix and cancelled by this Order are null and void.

3. That this Rule be, and hereby is, dismissed with respect to all carriers who have complied with the Commission's Rules and Regulations and/or the Motor Vehicle Carrier Law.

4. That this Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:


Chairman

ATTEST:


Executive Director

(SEAL)

APPENDIX

<u>CARRIER</u>	<u>CLASS</u>	<u>CERTIFICATE NUMBER</u>
American Security Moving & Storage, Inc. P. O. Box 7943 Columbia, SC 29202 (Cargo Insurance)	E	7012
Murray L. Harrell dba Buddy's Trucking Co. P.O. Box 1166 Hemingway, SC 29554 (Cargo Insurance)	E	1962
Carl Edwards dba Carl's Contracting Services 926 Cleveland St. B-102 Greenville, SC 29601 (Public Liability and Property Damage Insurance and Cargo Insurance)	E E-ICC	8427 8360
Pineland Insulation, Inc. P. O. Box 326 Pageland, SC 29728 (Public Liability and Property Damage Insurance)	E	1458-B
Plantation Tour & Taxi, Inc. P. O. Box 4720 Hilton Head, SC 29938 (Public Liability and Property Damage Insurance)	C	4173
Roger E. Shaw, Sr. dba Shaw Enterprises Rt. 1, Box 1260-D Orangeburg, SC 29115 (Public Liability and Property Damage Insurance and Cargo Insurance)	E E-ICC	8189 8205

Charles B. Shealy, Inc. P. O. Box 472 Newberry, SC 29108 (Public Liability and Property Damage Insurance)	E	6092
Tulsa Expediting, Inc. dba South Carolina Transport P.O. Box 580161 Tulsa, OK 74158 (Public Liability and Property Damage Insurance and Cargo Insurance)	E	8365
William Earl Taylor dba Taylor Trucking 600 E. Black St. Rock Hill, SC 29730 (Public Liability and Property Damage Insurance)	E-ICC	8464
Daniel S. Thomas 631 Eutaw St. Marion, SC 29571 (Public Liability and Property Damage Insurance)	C	2381
Whitney's Travel, Inc. 2015 Gervais St. Columbia, SC 29204 (Public Liability and Property Damage Insurance)	E-ICC	8383
James L. Wingate 655 Edwards Ave. Darlington, SC 29532 (Public Liability and Property Damage Insurance)	C	5034
George H. Wright 1711 Springfield Ave. Columbia, SC 29206 (Public Liability and Property Damage Insurance)	C E-ICC	4145-A 8426
H. Grady Yonce, Jr. 1109 Corley St. Lexington, SC 29072 (Public Liability and Property Damage Insurance)	E	2498